

# HOUSE BILL No. 1380

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 35-43-4-3.

**Synopsis:** Conversion of leased property. Makes criminal conversion of: (1) a leased motor vehicle; or (2) other leased property valued at more than \$5,000; a Class D felony.

**Effective:** July 1, 2007.

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**Foley**

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January 16, 2007, read first time and referred to Committee on Courts and Criminal Code.

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Introduced

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

## HOUSE BILL No. 1380

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1       SECTION 1. IC 35-43-4-3, AS AMENDED BY P.L.143-2005,  
2       SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3       JULY 1, 2007]: Sec. 3. (a) A person who knowingly or intentionally  
4       exerts unauthorized control over property of another person commits  
5       criminal conversion, a Class A misdemeanor.  
6       (b) The offense under subsection (a) is a Class D felony if  
7       committed by a person who exerts unauthorized control over the motor  
8       vehicle of another person with the intent to use the motor vehicle to  
9       assist the person in the commission of a crime.  
10      (c) The offense under subsection (a) is a Class C felony if:  
11          (1) committed by a person who exerts unauthorized control over  
12          the motor vehicle of another person; and  
13          (2) the person uses the motor vehicle to assist the person in the  
14          commission of a felony.  
15      **(d) The offense under subsection (a) is a Class D felony if:**  
16          **(1) the person acquires the property by lease;**  
17          **(2) the property is:**



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- 1 (A) a motor vehicle; or  
2 (B) other personal property valued at more than five  
3 thousand dollars (\$5,000);  
4 (3) the person signs a written agreement to return the  
5 property to a specified location within a specified period of  
6 time; and  
7 (4) the person fails to return the property:  
8 (A) within five (5) days after the specified period of time;  
9 or  
10 (B) within three (3) days after a written demand for return  
11 of the property is either:  
12 (i) personally served on the person; or  
13 (ii) sent by registered mail to the person's address that is  
14 provided by the person in the written agreement.

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